STATE OF NEW YORK

7182

2021-2022 Regular Sessions

IN SENATE

June 4, 2021

Introduced by Sen. PALUMBO -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT authorizing the county of Suffolk to alienate and discontinue the use of certain parklands

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Notwithstanding the failure of the county of Suffolk, to seek and receive state legislative authorization to alienate the parklands described in section four of this act prior to such parkland being alienated, such alienation is hereby validated, legalized, ratified and confirmed.

§ 2. Subject to the provisions of this act, the county of Suffolk, acting by and through its governing body and upon such terms and conditions as determined by such body, is hereby authorized to discontinue as parklands and to alienate the lands described in section four of this act for use by the county department of public works.

§ 3. The authorization provided in section two of this act shall be effective only upon the condition that the county of Suffolk dedicate the lands described in section five of this act as parklands, provided that the county of Suffolk has never used such lands for public open space or park purposes.

§ 4. The parklands authorized by section two of this act to be alienated are more particularly described as follows:

District 900 Section 331 Block 1 Lot 2:

All that certain piece or parcel of land situated at the Town of Southampton, Suffolk County, New York, being more particularly described as follows: Lots 1 to 16, inclusive, in Block 14, as shown on the "Map of Suffolk Terrace", Section D, filed in the office of the Suffolk County Clerk on August 6, 1910, as Map Number 517. Said tract contains 40,000 square feet, or 0.918 acres, more or less.

District 900 Section 331 Block 1 Lot 3:

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

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All that certain piece or parcel of land situated at the Town of Southampton, Suffolk County, New York, being more particularly described as follows: Lots 1 to 16, inclusive, in Block 16, as shown on the "Map of Suffolk Terrace", Section D, filed in the office of the Suffolk County Clerk on August 6, 1910, as Map Number 517. Said tract contains 40,000 square feet, or 0.918 acres, more or less.

District 900 Section 331 Block 1 Lot 4:

All that certain piece or parcel of land situated at the Town of Southampton, Suffolk County, New York, being more particularly described as follows: Lots 1 to 16, inclusive, in Block 17, as shown on the "Map of Suffolk Terrace", Section D, filed in the office of the Suffolk County Clerk on August 6, 1910, as Map Number 517. Said tract contains 40,000 square feet, or 0.918 acres, more or less.

District 900 Section 331 Block 1 Lot 5:

All that certain piece or parcel of land situated at the Town of Southampton, Suffolk County, New York, being more particularly described as follows: Lots 1 to 16, inclusive, in Block 19, as shown on the "Map of Suffolk Terrace", Section D, filed in the office of the Suffolk County Clerk on August 6, 1910, as Map Number 517. Said tract contains 40,000 square feet, or 0.918 acres, more or less.

District 900 Section 331 Block 1 Lot 6:

All that certain piece or parcel of land situated at the Town of Southampton, Suffolk County, New York, being more particularly described as follows: Lots 1 to 8, inclusive, and Lots 11 to 16, inclusive in Block 20, as shown on the "Map of Suffolk Terrace", Section D, filed in the office of the Suffolk County Clerk on August 6, 1910, as Map Number 517. Said tract contains 35,000 square feet, or 0.803 acres, more or less.

District 900 Section 331 Block 1 Lot 7:

All that certain piece or parcel of land situated at the Town of Southampton, Suffolk County, New York, being more particularly described as follows: Lots 9 & 10, in Block 20, as shown on the "Map of Suffolk Terrace", Section D, filed in the office of the Suffolk County Clerk on August 6, 1910, as Map Number 517. Said tract contains 5,000 square feet, or 0.115 acres, more or less.

District 900 Section 331 Block 1 Lot 8:

All that certain piece or parcel of land situated at the Town of Southampton, Suffolk County, New York, being more particularly described as follows: Lots 1 to 16, inclusive, in Block 22, as shown on the "Map of Suffolk Terrace", Section D, filed in the office of the Suffolk County Clerk on August 6, 1910, as Map Number 517. Said tract contains 40,000 square feet, or 0.918 acres, more or less.

District 900 Section 331 Block 1 Lot 9:

All that certain piece or parcel of land situated at the Town of Southampton, Suffolk County, New York, being more particularly described as follows: Lots 1 to 16, inclusive, in Block 1, as shown on the "Map of Suffolk Terrace", Section E, filed in the office of the Suffolk County Clerk on August 6, 1910, as Map Number 517. Said tract contains 40,000 square feet, or 0.918 acres, more or less.

District 900 Section 331 Block 1 Lot 13:

All that certain piece or parcel of land situated at the Town of Southampton, Suffolk County, New York, being more particularly described as follows: Lots 1 to 18, inclusive, in Block 18, as shown on the "Map of Suffolk Terrace", Section D, filed in the office of the Suffolk County Clerk on August 6, 1910, as Map Number 517. Said tract contains 45,000 square feet, or 1.033 acres, more or less.

District 900 Section 331 Block 1 Part of Lot 14:

All that certain piece or parcel of land situated at the Town of Southampton, Suffolk County, New York, being more particularly described as follows: Lots 1 to 6, inclusive, in Block 15, as shown on the "Map of Suffolk Terrace", Section D, filed in the office of the Suffolk County Clerk on August 6, 1910, as Map Number 517. Said tract contains 15,000 square feet, or 0.344 acres, more or less.

District 900 Section 331 Block 1 Part of Lot 10:

All that certain piece or parcel of land situated at the Town of Southampton, Suffolk County, New York, being part of Lots 1,2,5,6,7,8,14,15, and16, in Block 3, as shown on the "Map of Suffolk Terrace", Section E, filed in the office of the Suffolk County Clerk on August 6, 1910, as Map Number 517, when put together said lots are described as follows: Beginning at the northwest corner of Lot 5, on said map, continue Due East for a distance of 190.00 feet; thence South 30 degrees 00 minutes 00 seconds West, for a distance of 74.00 feet; thence North 68 degrees 18 minutes 20 seconds West, for a distance of 110.00 feet; thence South 19 degrees 00 minutes 00 seconds West, for a distance of 156.07 feet; thence Due North for a distance of 171.00 feet, to the Point of Beginning. Said tract contains 10,595 square feet, or 0.243 acres, more or less.

District 900 Section 331 Block 1 Part of Lot 11:

All that certain piece or parcel of land situated at the Town of Southampton, Suffolk County, New York, being part of Lots 13 to 17, inclusive, in Block 2, as shown on the "Map of Suffolk Terrace", Section E, filed in the office of the Suffolk County Clerk on August 6, 1910, as Map Number 517, when put together said lots are described as follows: Beginning at the northwest corner of Lot 17, on said map, continue Due East for a distance of 52.00 feet; thence South 20 degrees 38 minutes 49 seconds West, for a distance of 147.47 feet; thence Due North for a distance of 138.00 feet, to the Point of Beginning. Said tract contains 3,588 square feet, or 0.082 acres, more or less.

District 900 Section 331 Block 1 Part of Lot 12:

All that certain piece or parcel of land situated at the Town of Southampton, Suffolk County, New York, being part of Lots 1 to 4, inclusive and all of Lots 5 to 14, inclusive, in Block 21, as shown on the " Map of Suffolk Terrace", Section D, filed in the office of the Suffolk County Clerk on August 6, 1910, as Map Number 517, when put together said lots are described as follows: Beginning at the northwest corner of Lot 14, on said map, continue Due East for a distance of 100.00 feet; thence Due South, for a distance of 270.00 feet; thence South 20 degrees 33 minutes 22 seconds West, for a distance of 85.44 feet; thence Due West, for a distance of 70.00 feet; thence Due North for a distance of 350.00 feet, to the Point of Beginning. Said tract contains 33,800 square feet, or 0.776 acres, more or less.

All parcels combined contain 8.907 Acres, more or less.

§ 5. Prior to the discontinuance and alienation of the parklands described in section four of this act, the county of Suffolk shall dedicate as parklands such land described as follows:

Parcel A:

All that certain piece or parcel of land, situated at West Hampton, Town of Southampton, Suffolk County, New York, being more particularly described as follows:

Beginning at the northeast corner of the parcel herein to be described, said corner having a New York State Plane Coordinate Value of

North 247360.683, East 1348912.141, thence from said point continue the following 27 courses and distances:

1. South 27 Degrees 09 Minutes 55 Seconds East, for a distance of 103.76 feet,

2. South 14 Degrees 02 Minutes 11 Seconds East, for a distance of 74.59 feet,

3. South 33 Degrees 40 Minutes 46 Seconds East, for a distance of 3.01 feet,

4. South 06 Degrees 49 Minutes 06 Seconds West, for a distance of 178.98 feet,

5. South 10 Degrees 35 Minutes 02 Seconds West, for a distance of 576.37 feet,

6. South 20 Degrees 36 Minutes 39 Seconds West, for a distance of 718.40 feet,

7. North 77 Degrees 39 Minutes 40 Seconds West, for a distance of 64.22 feet,

8. South 23 Degrees 49 Minutes 27 Seconds West, for a distance of 165.01 feet,

9. South 69 Degrees 07 Minutes 31 Seconds East, for a distance of 247.58 feet,

10. South 20 Degrees 03 Minutes 15 Seconds West, for a distance of 811.82 feet,

11. South 04 Degrees 14 Minutes 12 Seconds East, for a distance of 53.08 feet,

12. South 68 Degrees 54 Minutes 28 Seconds East, for a distance of 147.08 feet,

13. South 21 Degrees 02 Minutes 15 Seconds West, for a distance of 245.75 feet,

14. South 15 Degrees 21 Minutes 42 Seconds West, for a distance of 185.01 feet,

15. South 05 Degrees 56 Minutes 49 Seconds East, for a distance of 167.45. feet,

16. North 69 Degrees 25 Minutes 17 Seconds West, for a distance of 67.87 feet,

17. North 01 Degrees 51 Minutes 10 Seconds West, for a distance of 410.74 feet,

18. North 20 Degrees 34 Minutes 44 Seconds East, for a distance of 116.85 feet,

19. North 69 Degrees 25 Minutes 15 Seconds West, for a distance of 48.25 feet,

20. North 01 Degrees 51 Minutes 11 Seconds West, for a distance of 220.81 feet,

21. North 20 Degrees 34 Minutes 44 Seconds East, for a distance of 645.90 feet,

22. North 65 Degrees 42 Minutes $7 Seconds West, for a distance of 270.57 feet,

23. North 05 Degrees 29 Minutes 31 Seconds West, for a distance of 314.55 feet,

24. North 20 Degrees 34 Minutes 48 Seconds East, for a distance of 1228.14 feet,

25. North 01 Degrees 51 Minutes 10 Seconds West, for a distance of 273.87 feet,

26. North 88 Degrees 08 Minutes 50 Seconds East, for a distance of 139.15 feet,

27. North 72 Degrees 46 Minutes 26 Seconds East, for a distance of 45.93 feet, to the Point or Place of Beginning.

Said parcel contains 15.081 Acres, more or less.

Parcel B:

All that certain piece or parcel of land, situated at West Hampton, Town of Southampton, Suffolk County, New York, being more particularly described as follows:

Beginning at the northwest corner of the parcel herein to be described, said corner having a New York State Plane Coordinate Value of North 247107.687, East 1350031.412, thence from said point continue the following 11 courses and distances:

1. North 88 Degrees 15 Minutes 00 Seconds East, for a distance of 225.00 feet,
2. South 01 Degrees 45 Minutes 00 Seconds East, for a distance of 125.00 feet,
3. North 88 Degrees 15 Minutes 00 Seconds East, for a distance of 142.00 feet,
4. South 20 Degrees 59 Minutes 00 Seconds East, for a distance of 173.91 feet,
5. South 01 Degrees 45 Minutes 00 Seconds East, for a distance of 290.00 feet,
6. South 20 Degrees 31 Minutes 13 Seconds West, for a distance of 150.90 feet,
7. South 01 Degrees 45 Minutes 00 Seconds East, for a distance of 185.00 feet,
8. South 88 Degrees 15 Minutes 00 Seconds West, for a distance of 122.44 feet,
9. North 01 Degrees 45 Minutes 00 Seconds West, for a distance of 234.58 feet,
10. South 88 Degrees 15 Minutes 00 Seconds West, for a distance of 242.03 feet,
11. North 01 Degrees 58 Minutes 31 Seconds West, for a distance of 669.28 feet, to the Point or Place of Beginning.

Said parcel contains 6.452 Acres, more or less.

§ 6. In the event that the fair market value of the lands described in section five of this act to be dedicated as parklands by the county of Suffolk pursuant to this act are not equal to or greater than the fair market value of the parklands to be alienated as described in section four of this act, the county of Suffolk shall dedicate the difference of the fair market value of the lands to be alienated and the lands to be dedicated for the acquisition of additional parklands and/or capital improvements to existing park and recreational facilities.

§ 7. In the event that the county of Suffolk received any funding support or assistance from the federal government for the purchase, maintenance or improvement of the parklands set forth in section four of this act, the discontinuance and alienation of such parkland authorized by the provisions of this act shall not occur until the county of Suffolk has complied with any federal requirements pertaining to the alienation or conversion of parklands, including satisfying the secretary of the interior that the alienation or conversion complies with all conditions which the secretary of the interior deems necessary to assure the substitution of other lands shall be equivalent in fair market value and usefulness to the lands being alienated or converted.

§ 8. This act shall take effect immediately.